



Docket No.: R-221.00

#11
Electron
6/5/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Lenting et al.

) Group Art Unit: 1653

Application No.: 09/831,679

) Examiner: Samuel W. Liu

Filed: May 10, 2001

For: FACTOR VIII POLYPEPTIDE HAVING
FACTOR VIII: C ACTIVITY

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Assistant Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO RESTRICTION REQUIREMENT

In response to the office Action mailed October 3, 2002, please enter and consider the following.

REMARKS

Claims 1-19 are pending in the present application. The Examiner has requested that Applicants elect one group under 35 U.S.C. §121 as follows:

Group I – Claims 1-5 and 15-17, drawn to an isolated polypeptide and a preparation comprising the polypeptide, are classified in class 530, subclass 350 and class 514, subclass 2, for example.

Group II - Claims 6-13 and 14, drawn to a polynucleotide, an expression vector comprising the polynucleotide, a host cell for the expression of the polynucleotide and a process of synthesizing the polypeptide encoded by the polynucleotide, are classified in class 536, subclass 23.1, class 435, subclass 69.1.320.1, 252.3 and 325+, for example.

Group III – Claims 18 and 19, drawn to a method for treating a coagulation disorder, are classified in class 514, subclass 2, class 530, subclass 350, class 435, subclass 7.1, class 604, subclass 19, for example.

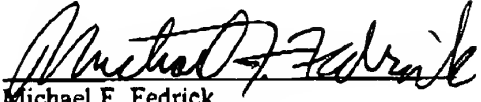
Applicants hereby elect to prosecute Group I without traverse

Applicants request that the application now be examined on the merits.

If the Examiner believes a telephone conference would expedite prosecution of this application,
please telephone the undersigned at (805) 372-3553.

Baxter Healthcare Corporation
Post Office Box 15210
Irvine, CA 92623-5210

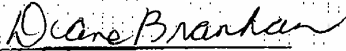
Respectfully submitted,


Michael F. Fedrick
Registration No 36,799
Facsimile: (805) 372-3562

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this document (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as Express Mail, Label No: EV201037634US, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on March 3, 2003.

By:


Diane Branham

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